



IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Mark N. ROBINS and Heather N. BEAN

Confirmation No.: 3023

Application No.: 10/087483

Examiner: T. V. Duong

Filing Date: March 1, 2002

Group Art Unit: 2871

Title: DIFFRACTIVE FOCUSING USING MULTIPLE SELECTIVELY LIGHT OPAQUE ELEMENTS

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, March 24, 2004, rejecting the following claims 26-49.  
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$330.00.

*(complete (a) or (b) as applicable)*

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

(X) one month	\$110.00	07/27/2004	SDIRETA1	00000079	082025	10087483
( ) two months	\$420.00	01 FC:1251		110.00	DA	
( ) three months	\$950.00	02 FC:1401		330.00	DA	
( ) four months	\$1480.00					

( ) The extension fee has already been filed in this application.

( ) (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **08-2025** the sum of \$440.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

( ) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
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( ) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number \_\_\_\_\_ on \_\_\_\_\_

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Respectfully submitted,

Mark N. ROBINS and Heather N. BEAN

By Vincent M DeLuca

Vincent M DeLuca

Attorney/Agent for Applicant(s)

Reg. No. 32408

Date: 26 JUL 04(Mon)